

JOURNAL OF THE SENATE

NINETIETH SESSION

TWENTY-EIGHTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Thursday, February 26, 2015

The Senate convened at 2:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Pastor Dan Ebbens, followed by the Pledge of Allegiance led by Senate page Grant Erwin.

Roll Call: All members present except Sen. Curd who was excused.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the twenty-seventh day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Corey Brown, Chair

Which motion prevailed.

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1 recommendation that the Senate advise and consent to the confirmation of said reappointment
2 and that said reappointment be placed on the consent calendar.

3 Also MR. PRESIDENT:

4 The Committee on Judiciary respectfully reports that it has had under consideration
5 HB 1129 which was deferred to the 41st Legislative Day.

6 Respectfully submitted,
7 Craig Tieszen, Chair

8 **MESSAGES FROM THE HOUSE**

9 MR. PRESIDENT:

10 I have the honor to transmit herewith HCR 1007 and 1008 which have been adopted by the
11 House and your concurrence is respectfully requested.

12 Also MR. PRESIDENT:

13 I have the honor to transmit herewith HB 1046, 1110, 1140, 1143, 1153, 1169, 1170, 1171,
14 1190, 1201, 1218, and 1228 which have passed the House and your favorable consideration is
15 respectfully requested.

16 Respectfully,
17 Arlene Kvislen, Chief Clerk

18 **MOTIONS AND RESOLUTIONS**

19 SCR 8: A CONCURRENT RESOLUTION, Condemning the growing anti-Semitism in
20 certain countries and extending an invitation to Jewish families from around the world to South
21 Dakota.

22 Was read the second time.

23 Sen. Lederman moved that SCR 8 as found on page 504 of the Senate Journal be adopted.

24 The question being on Sen. Lederman's motion that SCR 8 be adopted.

25 And the roll being called:

26 Yeas 34, Nays 0, Excused 1, Absent 0

1 Yeas:

2 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
3 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
4 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
5 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
6 Vehle; White

7 Excused:

8 Curd

9 So the motion having received an affirmative vote of a majority of the members-elect, the
10 President declared the motion carried and SCR 8 was adopted.

11 **MOTIONS AND RESOLUTIONS**

12 HCR 1007: A CONCURRENT RESOLUTION, opposing the EPA's guidelines to reduce
13 carbon dioxide emissions from existing fossil fuel-fired power plants in a manner that will cause
14 economic harm.

15 Was read the first time, the President waived the referral to committee, and placed
16 HCR 1007 on the calendar of Friday, February 27, the 29th legislative day.

17 HCR 1008: A CONCURRENT RESOLUTION, Urging Congress and the President to
18 recognize tribal identification cards as a valid form of identification for all official purposes.

19 Was read the first time, the President waived the referral to committee, and placed
20 HCR 1008 on the calendar of Friday, February 27, the 29th legislative day.

21 Sen. Rave moved that HB 1080, 1058, and 1059 be placed to follow HB1013 on today's
22 calendar.

23 Which motion prevailed.

24 Sen. Rave moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
25 Friday, February 27, the 29th legislative day.

26 Which motion prevailed.

27 **CONSIDERATION OF REPORTS OF COMMITTEES**

28 Sen. Rave moved that the report of the Standing Committee on

1 Transportation on HB 1122 as found on page 503 of the Senate Journal be adopted.

2 Which motion prevailed.

3 **FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

4 HB 1046: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding zero
5 based budgets, budgeting procedures, and the coordination of federally aided programs.

6 Was read the first time and referred to the Committee on Appropriations.

7 HB 1110: FOR AN ACT ENTITLED, An Act to approve the addition of judges to the
8 Second and Seventh Judicial Circuits and to make an appropriation therefor.

9 Was read the first time and referred to the Committee on Appropriations.

10 HB 1140: FOR AN ACT ENTITLED, An Act to increase the crimes and lookback period
11 to enhance the penalty for violating a protection order.

12 Was read the first time and referred to the Committee on Judiciary.

13 HB 1143: FOR AN ACT ENTITLED, An Act to increase the criminal violations that are
14 subject to protection orders.

15 Was read the first time and referred to the Committee on Judiciary.

16 HB 1153: FOR AN ACT ENTITLED, An Act to expand the definition of teleconference
17 to include certain meetings conducted through electronic text colloquy and to require the
18 retention of certain records of text colloquy meetings for public inspection.

19 Was read the first time.

20 HB 1169: FOR AN ACT ENTITLED, An Act to accommodate legislation on medical
21 services.

22 Was read the first time and referred to the Committee on State Affairs.

23 HB 1170: FOR AN ACT ENTITLED, An Act to accommodate legislation relating to
24 education in South Dakota.

1 Was read the first time and referred to the Committee on State Affairs.

2 HB 1171: FOR AN ACT ENTITLED, An Act to enhance South Dakota.

3 Was read the first time and referred to the Committee on State Affairs.

4 HB 1190: FOR AN ACT ENTITLED, An Act to make an appropriation for community-
5 based provider workforce improvement and to declare an emergency.

6 Was read the first time and referred to the Committee on Appropriations.

7 HB 1201: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding
8 planning and zoning.

9 Was read the first time and referred to the Committee on Agriculture and Natural
10 Resources.

11 HB 1218: FOR AN ACT ENTITLED, An Act to create certain funding for education in
12 South Dakota.

13 Was read the first time and referred to the Committee on Education.

14 HB 1228: FOR AN ACT ENTITLED, An Act to establish an obligation recovery center.

15 Was read the first time and referred to the Committee on Appropriations.

16 **SECOND READING OF CONSENT CALENDAR ITEMS**

17 HB 1146: FOR AN ACT ENTITLED, An Act to limit who may request to see a person's
18 hunting or fishing license.

19 Was read the second time.

20 The question being "Shall HB 1146 pass as amended?"

21 And the roll being called:

22 Yeas 34, Nays 0, Excused 1, Absent 0

1 Yeas:

2 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
3 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
4 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
5 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
6 Vehle; White

7 Excused:

8 Curd

9 So the bill having received an affirmative vote of a majority of the members-elect, the
10 President declared the bill passed and the title was agreed to.

11 HB 1148: FOR AN ACT ENTITLED, An Act to require that the annual report of a school
12 district contain certain information regarding school district fund balances.

13 Was read the second time.

14 The question being "Shall HB 1148 pass as amended?"

15 And the roll being called:

16 Yeas 34, Nays 0, Excused 1, Absent 0

17 Yeas:

18 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
19 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
20 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
21 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
22 Vehle; White

23 Excused:

24 Curd

25 So the bill having received an affirmative vote of a majority of the members-elect, the
26 President declared the bill passed and the title was agreed to.

27 HB 1090: FOR AN ACT ENTITLED, An Act to prohibit a person from serving as a
28 member of a consumers power district board of directors in certain cases.

29 Was read the second time.

30 The question being "Shall HB 1090 pass?"

31 And the roll being called:

1 Yeas 34, Nays 0, Excused 1, Absent 0

2 Yeas:

3 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
4 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
5 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
6 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
7 Vehle; White

8 Excused:

9 Curd

10 So the bill having received an affirmative vote of a majority of the members-elect, the
11 President declared the bill passed and the title was agreed to.

12 HB 1106: FOR AN ACT ENTITLED, An Act to establish the rights of municipal, county,
13 or township officers in certain decision-making processes.

14 Was read the second time.

15 The question being "Shall HB 1106 pass?"

16 And the roll being called:

17 Yeas 34, Nays 0, Excused 1, Absent 0

18 Yeas:

19 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
20 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
21 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
22 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
23 Vehle; White

24 Excused:

25 Curd

26 So the bill having received an affirmative vote of a majority of the members-elect, the
27 President declared the bill passed and the title was agreed to.

28 HB 1135: FOR AN ACT ENTITLED, An Act to expand certain bonding provisions
29 regarding local government officials and employees.

30 Was read the second time.

31 The question being "Shall HB 1135 pass?"

1 And the roll being called:

2 Yeas 34, Nays 0, Excused 1, Absent 0

3 Yeas:

4 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
5 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
6 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
7 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
8 Vehle; White

9 Excused:

10 Curd

11 So the bill having received an affirmative vote of a majority of the members-elect, the
12 President declared the bill passed and the title was agreed to.

13 HB 1121: FOR AN ACT ENTITLED, An Act to authorize township boards to establish
14 speed zones on township roads.

15 Was read the second time.

16 The question being "Shall HB 1121 pass?"

17 And the roll being called:

18 Yeas 34, Nays 0, Excused 1, Absent 0

19 Yeas:

20 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
21 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
22 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
23 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
24 Vehle; White

25 Excused:

26 Curd

27 So the bill having received an affirmative vote of a majority of the members-elect, the
28 President declared the bill passed and the title was agreed to.

29 HB 1102: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
30 regulation of licensing massage therapists.

31 Was read the second time.

1 The question being "Shall HB 1102 pass as amended?"

2 And the roll being called:

3 Yeas 34, Nays 0, Excused 1, Absent 0

4 Yeas:

5 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
6 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
7 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
8 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
9 Vehle; White

10 Excused:

11 Curd

12 So the bill having received an affirmative vote of a majority of the members-elect, the
13 President declared the bill passed and the title was agreed to.

14 HB 1151: FOR AN ACT ENTITLED, An Act to improve public safety through
15 confidential stress management services for emergency service providers.

16 Was read the second time.

17 The question being "Shall HB 1151 pass as amended?"

18 And the roll being called:

19 Yeas 34, Nays 0, Excused 1, Absent 0

20 Yeas:

21 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
22 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
23 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
24 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
25 Vehle; White

26 Excused:

27 Curd

28 So the bill having received an affirmative vote of a majority of the members-elect, the
29 President declared the bill passed and the title was agreed to.

30 HB 1229: FOR AN ACT ENTITLED, An Act to revise provisions related to the release
31 of medical waste.

1 Was read the second time.

2 The question being "Shall HB 1229 pass?"

3 And the roll being called:

4 Yeas 34, Nays 0, Excused 1, Absent 0

5 Yeas:

6 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
7 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
8 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
9 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
10 Vehle; White

11 Excused:

12 Curd

13 So the bill having received an affirmative vote of a majority of the members-elect, the
14 President declared the bill passed and the title was agreed to.

15 HB 1029: FOR AN ACT ENTITLED, An Act to revise certain requirements regarding high
16 performance building design and construction standards for newly constructed or renovated
17 state-owned buildings.

18 Was read the second time.

19 The question being "Shall HB 1029 pass as amended?"

20 And the roll being called:

21 Yeas 34, Nays 0, Excused 1, Absent 0

22 Yeas:

23 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
24 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
25 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
26 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
27 Vehle; White

28 Excused:

29 Curd

30 So the bill having received an affirmative vote of a majority of the members-elect, the
31 President declared the bill passed and the title was agreed to.

1 HB 1105: FOR AN ACT ENTITLED, An Act to provide for an affidavit creating a
2 rebuttable presumption that a person is not an employee for purposes of workers' compensation
3 and to provide a penalty therefor.

4 Was read the second time.

5 The question being "Shall HB 1105 pass as amended?"

6 And the roll being called:

7 Yeas 34, Nays 0, Excused 1, Absent 0

8 Yeas:

9 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
10 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
11 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
12 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
13 Vehle; White

14 Excused:

15 Curd

16 So the bill having received an affirmative vote of a majority of the members-elect, the
17 President declared the bill passed and the title was agreed to.

18 HB 1125: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
19 notice for meeting of public bodies.

20 Was read the second time.

21 The question being "Shall HB 1125 pass?"

22 And the roll being called:

23 Yeas 34, Nays 0, Excused 1, Absent 0

24 Yeas:

25 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
26 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
27 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
28 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
29 Vehle; White

30 Excused:

31 Curd

1 So the bill having received an affirmative vote of a majority of the members-elect, the
2 President declared the bill passed and the title was agreed to.

3 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

4 HB 1236: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding
5 commissions received by insurance producers.

6 Was read the second time.

7 The question being "Shall HB 1236 pass as amended?"

8 And the roll being called:

9 Yeas 34, Nays 0, Excused 1, Absent 0

10 Yeas:

11 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
12 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
13 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
14 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
15 Vehle; White

16 Excused:

17 Curd

18 So the bill having received an affirmative vote of a majority of the members-elect, the
19 President declared the bill passed and the title was agreed to.

20 HJR 1003: A JOINT RESOLUTION, Proposing and submitting to the electors at the next
21 general election an amendment to Article XIV of the Constitution of the State of South Dakota,
22 relating to the authority of the Board of Regents.

23 Was read the second time.

24 The question being "Shall HJR 1003 pass?"

25 And the roll being called:

26 Yeas 34, Nays 0, Excused 1, Absent 0

1 Yeas:

2 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
3 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
4 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
5 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
6 Vehle; White

7 Excused:

8 Curd

9 So the resolution having received an affirmative vote of a majority of the members-elect,
10 the President declared the resolution passed and the title was agreed to.

11 Sen. Rave moved that HB 1145 be placed to follow 1059 on today's calendar.

12 Which motion prevailed.

13 HB 1079: FOR AN ACT ENTITLED, An Act to revise the deadline for the Department
14 of Health's annual report regarding abortions.

15 Was read the second time.

16 The question being "Shall HB 1079 pass as amended?"

17 And the roll being called:

18 Yeas 34, Nays 0, Excused 1, Absent 0

19 Yeas:

20 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
21 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
22 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
23 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
24 Vehle; White

25 Excused:

26 Curd

27 So the bill having received an affirmative vote of a majority of the members-elect, the
28 President declared the bill passed and the title was agreed to.

29 HB 1060: FOR AN ACT ENTITLED, An Act to make an appropriation to reimburse
30 certain family physicians, dentists, physician assistants, and nurse practitioners who have
31 complied with the requirements of the recruitment assistance program and to declare an
32 emergency.

1 Was read the second time.

2 The question being "Shall HB 1060 pass?"

3 And the roll being called:

4 Yeas 34, Nays 0, Excused 1, Absent 0

5 Yeas:

6 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
7 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
8 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
9 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
10 Vehle; White

11 Excused:

12 Curd

13 So the bill having received an affirmative vote of a two-thirds majority of the members-
14 elect, the President declared the bill passed and the title was agreed to.

15 HB 1189: FOR AN ACT ENTITLED, An Act to make an appropriation to fund tax refunds
16 for elderly persons and persons with a disability and to declare an emergency.

17 Was read the second time.

18 The question being "Shall HB 1189 pass?"

19 And the roll being called:

20 Yeas 34, Nays 0, Excused 1, Absent 0

21 Yeas:

22 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
23 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
24 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
25 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
26 Vehle; White

27 Excused:

28 Curd

29 So the bill having received an affirmative vote of a two-thirds majority of the members-
30 elect, the President declared the bill passed and the title was agreed to.

1 HB 1101: FOR AN ACT ENTITLED, An Act to ensure local control over curriculum and
2 methods of instruction.

3 Was read the second time.

4 The question being "Shall HB 1101 pass?"

5 And the roll being called:

6 Yeas 33, Nays 1, Excused 1, Absent 0

7 Yeas:

8 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
9 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
10 Lederman; Monroe; Novstrup (David); Olson; Otten (Ernie); Parsley; Peters; Peterson (Jim);
11 Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle;
12 White

13 Nays:

14 Omdahl

15 Excused:

16 Curd

17 So the bill having received an affirmative vote of a majority of the members-elect, the
18 President declared the bill passed and the title was agreed to.

19 HB 1027: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
20 regulation of certain money lending activities.

21 Was read the second time.

22 The question being "Shall HB 1027 pass as amended?"

23 And the roll being called:

24 Yeas 34, Nays 0, Excused 1, Absent 0

25 Yeas:

26 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
27 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
28 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
29 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
30 Vehle; White

31 Excused:

32 Curd

1 So the bill having received an affirmative vote of a majority of the members-elect, the
2 President declared the bill passed and the title was agreed to.

3 HB 1081: FOR AN ACT ENTITLED, An Act to repeal certain provisions regarding county
4 officials and the board of county commissioners.

5 Was read the second time.

6 The question being "Shall HB 1081 pass as amended?"

7 And the roll being called:

8 Yeas 31, Nays 3, Excused 1, Absent 0

9 Yeas:

10 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Haverly; Heineman (Phyllis);
11 Heinert; Holien; Hunhoff (Bernie); Jensen (Phil); Lederman; Monroe; Novstrup (David); Olson;
12 Omdahl; Otten (Ernie); Parsley; Peterson (Jim); Rampelberg; Rave; Rusch; Soholt; Solano;
13 Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; White

14 Nays:

15 Greenfield (Brock); Hagggar (Jenna); Peters

16 Excused:

17 Curd

18 So the bill having received an affirmative vote of a majority of the members-elect, the
19 President declared the bill passed and the title was agreed to.

20 HB 1089: FOR AN ACT ENTITLED, An Act to ban the practice of female genital
21 mutilation in the state, to provide a penalty therefor, and to declare an emergency.

22 Was read the second time.

23 The question being "Shall HB 1089 pass?"

24 And the roll being called:

25 Yeas 34, Nays 0, Excused 1, Absent 0

26 Yeas:

27 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Hagggar
28 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
29 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
30 (Jim); Rampelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
31 Vehle; White

1 Excused:
2 Curd

3 So the bill having received an affirmative vote of a two-thirds majority of the members-
4 elect, the President declared the bill passed and the title was agreed to.

5 HB 1130: FOR AN ACT ENTITLED, An Act to prohibit an abortion provider from
6 accepting payment for an abortion prior to the end of the required informed consent period.

7 Was read the second time.

8 The question being "Shall HB 1130 pass as amended?"

9 And the roll being called:

10 Yeas 29, Nays 5, Excused 1, Absent 0

11 Yeas:
12 Bradford; Brown; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar (Jenna); Haverly;
13 Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil); Lederman; Monroe;
14 Novstrup (David); Olson; Omdahl; Otten (Ernie); Peterson (Jim); Rampelberg; Rave; Rusch;
15 Solano; Sutton; Tieszen; Van Gerpen; Vehle; White

16 Nays:
17 Buhl O'Donnell; Parsley; Peters; Soholt; Tidemann

18 Excused:
19 Curd

20 So the bill having received an affirmative vote of a majority of the members-elect, the
21 President declared the bill passed and the title was agreed to.

22 HB 1043: FOR AN ACT ENTITLED, An Act to repeal certain outdated and obsolete
23 provisions regarding the Department of Education.

24 Was read the second time.

25 The question being "Shall HB 1043 pass as amended?"

26 And the roll being called:

27 Yeas 34, Nays 0, Excused 1, Absent 0

1 Yeas:

2 Bradford; Brown; Buhl O'Donnell; Cammack; Ewing; Frerichs; Greenfield (Brock); Haggar
3 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);
4 Lederman; Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson
5 (Jim); Rempelberg; Rave; Rusch; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen;
6 Vehle; White

7 Excused:

8 Curd

9 So the bill having received an affirmative vote of a majority of the members-elect, the
10 President declared the bill passed and the title was agreed to.

11 Sen. Rave moved that HB 1013, 1080, 1058, 1059, and 1145 be deferred to Friday,
12 February 27, the 29th legislative day.

13 Which motion prevailed.

14 **SIGNING OF BILLS**

15 The President publicly read the title to

16 HB 1055: FOR AN ACT ENTITLED, An Act to repeal certain outdated and unnecessary
17 statutes and administrative rules related to the Department of Agriculture.

18 HB 1113: FOR AN ACT ENTITLED, An Act to repeal and revise certain motor vehicle
19 and boat damage and salvage disclosure requirements.

20 And signed the same in the presence of the Senate.

21 Sen. Hunhoff (Bernie) moved that the Senate do now adjourn, which motion prevailed and
22 at 3:25 p.m. the Senate adjourned.

23

Kay Johnson, Secretary